

REMARKS

Claims 1 and 2 are cancelled and claim 3 has been added. The claim now present for examination is claim 3.

As can be seen from claim 3, the variable Y is limited to nitrogen in accordance with the claimed invention. Therefore, claim 3 is examinable in accordance with the elected invention. In addition, the claim now present before the Examiner does not recite that the variable Y is CH. Therefore, this claim has been amended in accordance with the scope of the elected invention and the objection of the claims 1 and 2 as containing non-elected subject matter is hereby obviated. In addition, the objection that claim 2, line 1, recites the formula I has been obviated in view of the cancellation of claim 2. Claim 3 now recites the formula A-1. This is the formula of the elected invention.

The rejection of the claims under 35 U.S.C. §112, first paragraph, has been obviated. The instant claims recite the intermediates and steps as set forth in Scheme 1 on pages 8 and 9 of the instant application. The term "further processing said 3-amino pyrrolidine" has been eliminated from the claims. In its place the necessary steps and the intermediates and steps have been presented in the claims in order to produce the compound of formula A-1. In view of these amendments, as presented in new claim 3, the rejection of the claims under 35 U.S.C. §112, first and second paragraphs, has clearly been eliminated.

Based upon the foregoing it is clear that all of the objections and rejections set forth in the outstanding Office Action have been obviated. It is clear that the claim, now

present in this application, is in condition for allowance. A prompt Notice of Allowance is respectfully requested.

Correspondence and Fees

Please charge the Petition for One Month Extension of Time fee of Sixty Dollars (\$60.00) to Deposit Account No. 03-3839. No fees are believed to be necessitated by the instant response. However, should this be in error, authorization is hereby given to charge Deposit Account no. 03-3839 for any underpayment, or to credit any overpayments.

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Respectfully submitted,



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